

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

Wet Dog, LLC	
t/a Wet Dog Tavern	Protest
2100 Vermont Ave., NW	Hearing
Retailer CT - ANC-1B	(Status)
License No. 96176	
Case #14-PRO-00073	

(Application for New License)

November 5, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member

P-R-O-C-E-E-D-I-N-G-S

(9:39 a.m.)

CHAIRPERSON MILLER: Good morning, ladies and gentlemen. I would like to welcome you to the regularly scheduled meeting of the District of Columbia's Alcoholic Beverage Control Board. Today is November 5, 2014.

My name is Ruthanne Miller. I'm the Chairperson. Joining me today to my right is Mr. Donald Brooks and to my left is Mr. Mike Silverstein. And Mr. Nick Alberti should be joining us shortly. The Board has three Members in attendance for the conduct of business this morning and three constitutes a quorum.

Copies of today's hearing calendar and agenda are available at the receptionist desk. Please be aware that these proceedings are being recorded by a court reporter. Accordingly, we must ask you to refrain from any disruptive noises or actions in the hearing room.

1 If you have any electronic
2 devices, pagers, cell phones or such, please,
3 make certain they are turned off to avoid any
4 interruption of the proceedings.

5 When I call your case, please,
6 come forward and take a seat at one of the
7 tables. You will note that there is a piece
8 of paper on each table for you to sign-in.
9 This is to ensure the correct spelling of your
10 name for the record.

11 The Open Meetings Act requires
12 that the public hearing on each case be open
13 to the public. The Board may, consistent with
14 Section 405(b) of the Open Meetings Act, enter
15 a closed meeting during or after the public
16 hearing on a case to consult with an attorney
17 to obtain legal advice, discuss settlement
18 agreements or deliberate upon a decision in an
19 adjudication proceeding.

20 Okay. That concludes my
21 introduction remarks and we will now turn to
22 this morning's calendar.

1 The first case on the calendar is
2 Case No. 14-PRO-00073, Wet Dog Tavern located
3 at 2100 Vermont Avenue, N.W., License No.
4 96176, in ANC-1B. And this is a protest
5 against an application for a new license.

6 Okay. Good morning.

7 MR. KLINE: Good morning.

8 CHAIRPERSON MILLER: So if we
9 could start on the Board's right with
10 introductions for the record?

11 MR. ECONOMIDES: Constandinos
12 Economides.

13 CHAIRPERSON MILLER: Okay.

14 MS. ECONOMIDES: Vassiliki
15 Economides.

16 CHAIRPERSON MILLER: All right.

17 MR. KLINE: Andrew Kline on behalf
18 of the applicant.

19 CHAIRPERSON MILLER: And they are
20 the owners?

21 MR. KLINE: Yes.

22 CHAIRPERSON MILLER: Okay.

1 MR. KLINE: They are the two
2 owners, correct.

3 CHAIRPERSON MILLER: Owner/
4 applicants. Okay.

5 MR. GALLAGHER: Tucker Gallagher
6 for the neighborhood protestors.

7 CHAIRPERSON MILLER: Okay. And
8 with you?

9 MR. RANSELM: Mark Ranslem, ANC-
10 1B08 Commissioner.

11 CHAIRPERSON MILLER: Okay.

12 MR. NELSON: My name is Patrick
13 Nelson. I'm a member of the ABC Committee for
14 1B.

15 CHAIRPERSON MILLER: Okay. Good.
16 I just plan on reading you some instructions
17 and giving you your Protest Hearing date,
18 unless you have any issues you want to bring
19 to the Board's attention.

20 MR. KLINE: The only thing, Madam
21 Chair, is unfortunately, I think Ms. Fletcher
22 was out sick the day that we were scheduled to

1 have mediation. We would like to just get
2 that back on the calendar. We think it will
3 be useful just like all cases, there is always
4 the possibility that it will settle. And we
5 are certainly hopeful that it will.

6 CHAIRPERSON MILLER: Okay. So we
7 are going to have Ms. Fletcher get in touch
8 with you now that you brought that to our
9 attention.

10 MR. KLINE: Great.

11 CHAIRPERSON MILLER: All right.
12 Okay. Anything else?

13 MR. KLINE: That's all I have.
14 Thank you.

15 CHAIRPERSON MILLER: Okay. All
16 right. So I don't know if you all have done
17 any Protest Hearings before. And you know,
18 hopefully you will come to settlement and you
19 won't have the hearing to go to.

20 But if you do, I just want to
21 bring a couple of things to your attention.
22 Prior to the hearing, you will be sent out

1 Protest Information Forms and Exhibit Forms
2 for you to fill-in and serve on the opposing
3 party and file with the Board.

4 And the Protest Information Form
5 will ask you about the issues that are
6 remaining. There may be -- you know, your
7 case may have started out broader and maybe
8 there is just a narrow issue or two that is
9 going to be at issue.

10 So we want to know that. We want
11 to know your witnesses by name specifically,
12 not just like categories.

13 And then the Exhibit Form will ask
14 for a list of all the exhibits and the
15 exhibits themselves. And the purpose of this
16 is so that everybody is prepared at the
17 hearing. Everybody knows what it is about.
18 It's not about surprises.

19 MR. KLINE: We believe we can come
20 to an agreeable settlement long before the
21 Protest Hearing.

22 CHAIRPERSON MILLER: Right. Well,

1 we hope so.

2 MR. KLINE: Yes.

3 CHAIRPERSON MILLER: I just have
4 to put this on the record though, because
5 these forms and exhibits need to be filed
6 seven days ahead of time. And if they are
7 not, there can be consequences with the PIF.
8 If you don't file that, it's possible your
9 case could be dismissed and exhibits might not
10 get admitted or a witness.

11 MR. GALLAGHER: I believe our
12 protest date is the 10th at 4:00 p.m.

13 CHAIRPERSON MILLER: So okay. I
14 think that is correct. I think that I have
15 told you everything about the hearing, at this
16 point. If you have questions, you can talk to
17 Martha Jenkins in the meantime.

18 And yes, the Protest Hearing date
19 is December 10th at 4:30 p.m.

20 MR. GALLAGHER: 4:30?

21 CHAIRPERSON MILLER: Yes.

22 MR. GALLAGHER: Okay.

1 CHAIRPERSON MILLER: Okay. Any
2 questions?

3 MR. KLINE: No, thank you.

4 CHAIRPERSON MILLER: Okay. Great.
5 Thank you very much.

6 MR. GALLAGHER: Thanks.

7 (Whereupon, the Protest (Status)
8 Hearing in the above-entitled matter was
9 concluded at 9:44 a.m.)

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